

Sent from my iPhone

Begin forwarded message:

From: "Ross, David P" <ross.davidp@epa.gov>
Date: December 12, 2019 at 7:01:15 PM EST
To: "Fotouhi, David" <fotouhi.david@epa.gov>, "Gettle, Jeaneanne" <Gettle.Jeaneanne@epa.gov>, "Walker, Mary" <walker.mary@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>
Cc: "Goodin, John" <Goodin.John@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>, "Palmer, Leif" <Palmer.Leif@epa.gov>, "Ashbee, Blake" <ashbee.blake@epa.gov>
Subject: RE: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL

Thanks for the discussion folks. It was informative, and I appreciate the insights. As discussed, I'm good with the letter as edited by David, and will provide my own letter to senior leadership at Interior and Commerce tomorrow.

Regards,

Dave

From: Fotouhi, David <Fotouhi.David@epa.gov>
Sent: Thursday, December 12, 2019 6:45 PM
To: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>; Ross, David P <ross.davidp@epa.gov>; Walker, Mary <walker.mary@epa.gov>
Cc: Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>; Ashbee, Blake <ashbee.blake@epa.gov>
Subject: RE: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL

Pursuant to our discussion, the draft letter to FL with my suggestions tracked is attached.

David Fotouhi

Principal Deputy General Counsel
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U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>
Sent: Friday, December 6, 2019 2:21 PM
To: Ross, David P <ross.davidp@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Walker, Mary <walker.mary@epa.gov>
Cc: Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>; Ashbee, Blake <ashbee.blake@epa.gov>
Subject: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL

Mary, Dave and David,

Attached for your consideration are draft letters indicating EPA's voluntary action to designate FDEP as the non-Federal representative to conduct informal consultation and prepare a biological assessment in support of the state's potential request to assume administration of the CWA Section 404 program. These letters were prepared by our assumption team and reviewed by me, John and Steve. We understand that these drafts may require changes following conversations planned for next week.

Ex. 5 Deliberative Process (DP)

Please let me, John or Steve know if you need additional information or have any questions.

Thanks
Jeaneanne